

FEBRUARY 5, 2013

ROLL CALL: MARY BRADLEY, CARL ELLIS, KEN KERKHOFF, ANN MILLER, OWEN ROBERTS AND BRIAN TRAUGOTT WERE PRESENT. ALSO PRESENT WERE MAYOR FRED SIEGELMAN AND CITY ATTORNEY BILL MOORE.

DEPT. HEADS: BART MILLER, FRANKIE SHUCK, JOHN WILHOIT AND FRED COMBS WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.

MOTION BY ELLIS, SECONDED BY BRADLEY TO APPROVE AND ADOPT THE MINUTES OF THE JANUARY 15, 2013 REGULAR MEETING OF THE COUNCIL.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

Mr. Joseph Self and Helen Rowe were present to requested designated parking spaces for their newly opened Three Sisters Restaurant located at 120 Court Street #1. Mayor Siegelman placed the request in the Street/Road Committee for further review and recommendation. Chairman Traugott noted the set meeting for Tuesday, February 19th at 5:00 p.m. (prior to Council meeting).

Mr. Stan Kramer presented a proposal for refinancing of the 2005 Water and Sewer Bonds in the amount of \$7,820,000. Council member Kerkhoff noted that the Finance Committee had met and recommended entering into the bond refunding agreement, and revising such bond refunding agreement to exclude the outstanding debt owed on Grassy Springs Farm due to expressed interest by others to purchase the remaining available farm land.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-1 An Ordinance of the city of Versailles, Kentucky, Providing for the Issuance of City of Versailles Water and Sewer Refunding Revenue Bonds, Series of 2013 (The "Refunding Revenue Bonds") in the Principal Amount of \$7,820,000.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-2 An Ordinance Amending Section 50.20 of the Versailles Code of Ordinances.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-3 An Ordinance Amending Section 93.06 of the Versailles Code of Ordinances.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-4 An Ordinance Amending Section 93.25 of the Versailles Code of Ordinances.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-5 An Ordinance Amending Section 93.04(A) of the Versailles Code of Ordinances.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-6 An Ordinance Amending Section 93.16(A) of the Versailles Code of Ordinances.

At the request of Council member Bradley, City attorney Moore gave first reading of Ordinance No. 2013-7 An Ordinance Amending Section 92.26 of the Versailles Code of Ordinances.

Mr. Craig McAnelly was present to request Council support of Resolution 2013-1 whereby the resolution would approve the granting of inducement to John F. Ruggles Jr., Inc. pursuant to the Kentucky Business Investment Act, whereby the City would agree to forego the collection of .5% of the 1.5% occupational license fee for up to 10 new hires for the expansion phase of the project. City Attorney Moore presented Resolution 2013-1 as follows:

FEBRUARY 5, 2013

**CITY OF VERSAILLES, KENTUCKY
RESOLUTION NO. 2013-1**

A RESOLUTION APPROVING THE GRANTING OF AN INDUCEMENT TO JOHN F. RUGGLES JR., INC., PURSUANT TO THE KENTUCKY BUSINESS INVESTMENT ACT OF THE 2009 EXTRAORDINARY LEGISLATIVE SESSION, WHEREBY THE CITY OF VERSAILLES AGREES TO FOREGO THE COLLECTION OF .5% OF THE 1.5% OCCUPATIONAL LICENSE FEE THAT WOULD OTHERWISE BE DUE IT FOR UP TO 10 NEW HIRES BY JOHN F. RUGGLES JR., INC., AND THE .5% SHALL BE RETAINED BY JOHN F. RUGGLES JR., INC. FOR A TERM NOT LONGER THAN TEN (10) YEARS FROM THE ACTIVATION DATE ESTABLISHED BY THE KENTUCKY BUSINESS INVESTMENT PROGRAM, SUBJECT TO THE LIMITATIONS CONTAINED IN THE KENTUCKY BUSINESS INVESTMENT ACT, AND ANY AGREEMENT JOHN F. RUGGLES JR., INC. HAS WITH THE KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY RELATED TO THE PROJECT; AND TAKING OTHER RELATED ACTION.

WHEREAS, in 2009, the Kentucky General Assembly adopted, in Extraordinary Session, the Kentucky Business Investment Program pursuant to House Bill 3 (the “Act”), to induce the creation of certain qualifying projects that would create jobs in Kentucky; and

WHEREAS, in anticipation of an increased number of jobs and payroll revenue, the City of Versailles has approved the granting of an inducement to John F. Ruggles Jr., Inc. (hereinafter “John F. Ruggles Jr. Inc.”) pursuant to the Act, whereby it would forego the collection of .5% of the city’s 1.5% occupational license fee that would otherwise be due to the City pursuant to the Versailles City Code of Ordinances, Section 110.03, Occupational/Business Tax Rate, which .5% shall be retained by John F. Ruggles Jr., Inc., related, and for up to, the first 10 new employees who meet the requirements of the Kentucky Business Investment Program, for a term of no longer than ten (10) years from the activation date established by the program, subject to the limitations contained in the Act.

NOW THEREFORE, BE IT UNANIMOUSLY RESOLVED BY THE VERSAILLES CITY COUNCIL OF VERSAILLES, KENTUCKY, as follows:

Section 1 – that the grant of an inducement to John F. Ruggles Jr., Inc. be, and hereby is, approved pursuant to the Kentucky Business Investment Program of the Kentucky Jobs Development Act, as amended by House Bill 3 of the 2009 Extraordinary Legislative Session of the Kentucky General Assembly, and as now codified in KRS 154.32-090, and as also addressed in KRS 154.25-030.

Section 2 – That pursuant to the Kentucky Business Investment Program, the Versailles City Council hereby agrees to forego, and authorizes John F. Ruggles Jr., Inc. to retain, one-half of one percent (.5%) of the one and one-half percent (1.5%) City occupational license fee from the wages of new hires, up to a maximum of TEN (10) new hires, whose jobs meet the criteria related to the qualifying project under the Kentucky Business Investment Program, as determined by the Kentucky Economic Development Finance Authority, for a term of not longer than ten (10) years from the activation date established by the Kentucky Business Investment Program, subject to the limitations contained in the Kentucky Business Investment Act, as set forth in House Bill 3 of the aforesaid 2009 Extraordinary Legislative Session, and any agreement John F. Ruggles Jr., Inc. has with the Kentucky Economic Development Finance Authority related to the project. This abatement shall not and does not, apply to the existing John F. Ruggles Jr., Inc. employees already subject to the City occupational license fee of 1.5%.

Section 3 – That the Versailles City Council is hereby authorizing the Mayor to execute, acknowledge and deliver such other instruments and papers and to take such other actions as may be necessary or desirable to effect the transactions authorized above.

Section 4 – John F. Ruggles Jr., Inc. shall have two (2) years from the date of passage of this Resolution to obtain final State approval, or three (3) years if an extension of one (1) year is sought and granted, and request an activation date. The City of Versailles’ obligations under this Resolution will only come into effect at such time that activation is requested and approved. The abatement period shall not exceed ten (10) years from the activation date for eligible new hires.

Section 5 – That the preamble to this Resolution be and the same is incorporated herein as if set out in full.

Section 6 – That this Resolution shall become effective on the date of its passage.

FEBRUARY 5, 2013

Adopted the 5th day of February, 2013.

FRED SIEGELMAN, MAYOR
CITY OF VERSAILLES, KENTUCKY

ATTEST:

ALLISON B. WHITE, CITY CLERK
CITY OF VERSAILLES, KENTUCKY

MOTION BY KERKHOFF, SECONDED BY ELLIS TO APPROVE AND ADOPT RESOLUTION NO. 2013-1 APPROVING THE GRANTING OF AN INDUCEMENT TO JOHN F. RUGGLES JR., INC., PURSUANT TO THE KENTUCKY BUSINESS INVESTMENT ACT OF THE 2009 EXTRAORDINARY LEGISLATIVE SESSION, WHEREBY THE CITY OF VERSAILLES AGREES TO FOREGO THE COLLECTION OF .5% OF THE 1.5% OCCUPATIONAL LICENSE FEE THAT WOULD OTHERWISE BE DUE IT FOR UP TO 10 NEW HIRES BY JOHN F. RUGGLES JR., INC., AND THE .5% SHALL BE RETAINED BY JOHN F. RUGGLES JR., INC. FOR A TERM NOT LONGER THAN TEN (10) YEARS FROM THE ACTIVATION DATE ESTABLISHED BY THE KENTUCKY BUSINESS INVESTMENT PROGRAM, SUBJECT TO THE LIMITATIONS CONTAINED IN THE KENTUCKY BUSINESS INVESTMENT ACT, AND ANY AGREEMENT JOHN F. RUGGLES JR., INC. HAS WITH THE KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY RELATED TO THE PROJECT; AND TAKING OTHER RELATED ACTION.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY KERKHOFF TO AUTHORIZE THE CITY ATTORNEY TO REQUEST OF THE PLANNING AND ZONING COMMISSION TO REVISE THE COMPREHENSIVE PLAN AND URBAN SERVICE AREA BOUNDARY TO INCLUDE 21.469 ACRES THAT IS CURRENTLY ZONED A-1 AND WAS RECENTLY ANNEXED INSIDE THE CITY BOUNDARIES.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY ROBERTS TO APPROVE FUNDING REQUEST IN THE AMOUNT OF \$3,000.00 FOR THE 2013 PROJECT GRADUATION PROGRAM.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTON BY BRADLEY, SECONDED BY ROBERTS TO APPROVE THE APPOINTMENT OF JULIE BUCHANAN TO THE ABANDONED AND BLIGHTED PROPERTY BOARD FOR THE TERM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ROBERTS, SECONDED BY ELLIS TO APPROVE THE APPOINTMENT OF CATHY WEIL TO THE ABANDONED AND BLIGHTED PROPETY BOARD FOR THE TERM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY BRADLEY, SECONDED BY MILLER TO APPROVE BID PRESENTED BY LARRY DENNIS FENCING IN THE AMOUNT OF \$17,425.00 FOR JOB #1 AND JOB #2, WITH BID BEING ADJUSTING FROM \$7,350.00 USING POPLAR PLANK FENCING.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

FEBRUARY 5, 2013

The following quotes were presented for the pump replacement at the Woodland lift station:

E-Town Electric Service	\$4,325.00
Straefffer Pump	\$4,078.00

MOTION BY MILLER, SECONDED BY ELLIS TO APPROVE AND ACCEPT THE QUOTE IN THE AMOUNT OF \$4,078.00 AS PRESENTED BY STRAEFFER PUMP FOR THE PUMP REPLACEMENT AT THE WOODLAND LIFT STATION.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY BRADLEY TO ENTER INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY TRAUGOTT TO RETURN FROM EXECUTIVE SESSION TO REGULAR MEETING OF COUNCIL, FURTHER NOTING THAT NO ACTION WAS TAKEN DURING EXECUTIVE SESSION.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY BRADLEY TO APPROVE THE HIRING OF A WASTEWATER TREATMENT PLANT OPERATOR AT A SALARY NOT TO EXCEED \$38,300.00.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY KERKHOFF, SECONDED BY ELLIS TO APPROVE A WATER/SEWER ADJUSTMENT REQUEST FROM FIVE SEASONS IN THE AMOUNT OF A CREDIT EQUAL TO 81,300 GALLONS OF USAGE AT THE CURRENT BILLING RATE.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY TRAUGOTT TO APPROVE THE GENERAL LEDGER DISTRIBUTION LIST (BILLS) DATED FEBRUARY 5, 2013 AFTER THEYHAVE BEEN PROPERLY REVIEWED AND APPROVED BY THE APPROPRIATE DEPARTMENT HEAD, MAYOR AND CITY TREASURER.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

MOTION BY ELLIS, SECONDED BY TRAUGOTT THAT THE MEETING OF THE COUNCIL ADJOURN.

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

APPROVED:

FRED SIEGELMAN, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK